

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Anastasia Plakas	Team: Squad #6	CCRB Case #: 201500157	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input checked="" type="checkbox"/> Injury
Incident Date(s) Monday, 01/05/2015 2:15 PM	Location of Incident: 107th Precinct Stationhouse	Precinct: 107	18 Mo. SOL 7/5/2016	EO SOL 7/5/2016	
Date/Time CV Reported Mon, 01/05/2015 4:44 PM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Fri, 01/09/2015 2:13 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. DT3 John Acconi	00394	919972	107 DET
2. DT3 John Devito	02118	915598	107 DET

Officer(s)	Allegation	Investigator Recommendation
A.DT3 John Devito	Force: Det. John Devito used physical force against § 87(2)(b) [REDACTED]	
B.DT3 John Acconi	Force: Det. John Acconi used physical force against § 87(2)(b) [REDACTED]	

Case Summary

On January 5, 2015, Sgt. Shaun Mara reported via telephone to IAB, generating IAB Log No. 15-0415, that § 87(2)(b) was injured while in police custody. The complaint was received at the CCRB on January 9, 2015. By that date, it had been established that the man who had been arrested was, in fact, named § 87(2)(b). On January 19, 2015, § 87(2)(b) filed this complaint via mail with the CCRB. The letter was received at the CCRB on February 2, 2015. On January 13, 2015, a search of the New York City Department of Correction Inmate Look-Up service revealed that § 87(2)(b) had been incarcerated since January 6, 2015. On January 13, 2015, an ECourts search revealed that § 87(2)(b) was being represented by Queens Legal Aid. On the same date, a call was placed to Queens Legal Aid and they provided the name and phone number for § 87(2)(b), § 87(2)(b) attorney. Between January 13, 2015 and February 17, 2015, eight calls were placed to § 87(2)(b) and seven voice messages were left. On one occasion, § 87(2)(b) answered and stated that he was unsure if he was representing § 87(2)(b). On January 13, 2015, and February 2, 2015, please call letters were mailed to § 87(2)(b) and were not returned by the United States Postal Service.

On February 17, 2015, it was determined that § 87(2)(b) case had been transferred to § 87(2)(b). On the same date, a call was placed to § 87(2)(b) and they provided the name and phone number for § 87(2)(b), § 87(2)(b) attorney. Between February 17, 2015, and March 5, 2015, six calls were placed to § 87(2)(b) and six voice messages were left. On February 24, 2015, § 87(2)(b) contacted the CCRB to try to discover what allegations § 87(2)(b) had made against the NYPD. Three of the above-mentioned voice messages were left after that date, but § 87(2)(b) did not return any of the calls. On February 17, 2015, and February 24, 2015, please call letters were mailed to § 87(2)(b) and were not returned by the United States Postal Service. On March 6, 2015, the undersigned went to the Anna M. Kross Correctional Facility on Rikers Island to interview § 87(2)(b). At that time, § 87(2)(b) indicated that he did not want to provide a statement to the CCRB because of his ongoing criminal case. § 87(2)(b) was informed that his case with the CCRB would be closed and that it could be requested to be reopened at a later date. § 87(2)(b) refused to sign a complaint withdrawal form. § 87(2)(g)

§ 87(2)(g)

§ 87(2)(g)

Team: _____

Investigator: _____
Signature Print Date

Supervisor: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date